

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

September 16, 2009

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RE: REPLY TO SEPTEMBER 3, 2009 OFFICE ACTION
FOR: SERIAL NUMBER 10/709,880; ART UNIT 1626; FILED 6/3/2004;
TITLE: TOPICAL PREPARATION AND METHOD FOR TRANSDERMAL DELIVERY
AND LOCALIZATION OF THERAPEUTIC AGENTS
EXAMINER: JASON M. NOLAN**

Dear Sir:

Enclosed please find a detailed forty-one (41) page reply to the above-referenced office action.

As this reply is timely filed and the number of claims has not changed, no fees are due with this reply.

By and with this reply, I hereby request further examination and consideration of this application, with the amendments submitted, described and supported herein.

Very Truly Yours,

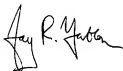


Jay R. Yablon
Registration # 30604

CERTIFICATION OF EFS-WEB TRANSMISSION UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence is transmitted to the United States Patent via EFS-Web on the transmission date of September 16, 2009, pursuant to 37 C.F.R. 1.8.

Name of Person signing this certificate: Jay R. Yablon



Serial Number: 10/709,880
Art Unit: 1626
Filing Date: 6/3/2004
Examiner: Jason M. Nolan
Title of Invention: Topical Preparation and Method for Transdermal Delivery and Localization of Therapeutic Agents
Inventor: Richlin et al.

DETAILED REPLY TO SEPTEMBER 3, 2009 OFFICE ACTION

Following is a detailed reply to the above-referenced office action.

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Amendments to the Claims begin on page 2.

Remarks begin on page 39.

**REMINDER REGARDING TELEPHONE INTERVIEW TO SEEK ALLOWANCE VIA
EXAMINER'S AMENDMENTS**

Based on the September 15, 2009 telephone interview discussed herein, examiner will be conducting an expanded search based on amended claim 1 herein. If prior art is found that anticipates or renders obvious the amended claim 1, then as agreed between examiner and counsel in the September 15, 2009 interview, and as stated in examiner's interview summary, examiner will contact Applicant with the goal of allowance via Examiner's amendments.